IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

WEDNESDAY, THE TWENTY THIRD DAY OF MARCH
TWO THOUSAND AND FIVE

PRESENT

THE HON'BLE MR JUSTICE N.V. RAMANA

WRIT PETITION NO : 24053 of 1997

Between:

N.Ashok Modali, S/o. Govindu Modali, aged about 45 years, R/o. Venadu Vilage, Tada Mandal, Nellore District.

..... PETITIONER

AND

1. Telecom District Manager, Nellore, Nellore District.
2. Divisional Engineer, Micro Access Rral Radio Public Telephone (MA.R.R.P.T.) Circle Officer, Hyderabad.
3. K.Kalyana Sundaram, S/o. Munivelu Modali, aged about 35 years, R/o. Venadu Village & post Tada Mandal, Nellore District.

.....RESPONDENT(S)

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court will be pleased to issue an Writ of Mandamus declaring the action of the respondents 1 and 2 in shifting the public telephone from the present Branch Post Office premises to other place in Venadu Village as arbitraray, illegal and void and consequently direct the respondents not to shift the Public Telephone Booth from the present place.

Counsel for the Petitioner:MR.M.P.CHANDRAMOULI (not present)

Counsel for the Respondents: Mr. A.Rajsekhar REddy

The Court made the following :

ORDER:

This writ petition is filed questioning the action of respondents 1 and 2 in shifting the Public Telephone (M.A.R.R.P.T) from the present Branch Post Office premises to other place in Venadu Village.

While admitting the writ petition, this Court passed an interim order in W.P.M.P.No.28037 of 1997 dated 23.09.1997 directing respondents 1 and 2 not to shift the Public Telephone (M.A.R.R.P.T) from the existing place i.e., at the Branch Post Office to any other place.

None appeared for petitioner, nor any representation made on his behalf. However, learned Standing counsel for Central Government submitted that in view of interim orders, no further orders are required and the writ petition has become infructuous.

Accordingly, writ petition is dismissed as having become infructuous.

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23.03.2005

Jsu/Tvk
To

1.Telecom District Manager, Nellore, Nellore District.

2.Divisional Engineer, Micro Access Rral Radio Public Telephone (MA.R.R.P.T.) Circle Officer, Hyderabad.

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